

First Regular Session 115th General Assembly (2007)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2006 Regular Session of the General Assembly.

SENATE ENROLLED ACT No. 220

AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 9-20-5-4, AS AMENDED BY P.L.17-2006, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 4. In addition to the highways established and designated as heavy duty highways under section 1 of this chapter, the following highways are designated as extra heavy duty highways:

- (1) Highway 41, from 129th Street in Hammond to Highway 312.
- (2) Highway 312, from Highway 41 to State Road 912.
- (3) Highway 912, from Michigan Avenue in East Chicago to the U.S. 20 interchange.
- (4) Highway 20, from Clark Road in Gary to Highway 39.
- (5) Highway 12, from one-fourth (1/4) mile west of the Midwest Steel entrance to Highway 249.
- (6) Highway 249, from Highway 12 to Highway 20.
- (7) Highway 12, from one and one-half (1 1/2) miles east of the Bethlehem Steel entrance to Highway 149.
- (8) Highway 149, from Highway 12 to a point thirty-six hundredths (.36) of a mile south of Highway 20.
- (9) Highway 39, from Highway 20 to the Michigan state line.
- (10) Highway 20, from Highway 39 to Highway 2.
- (11) Highway 2, from Highway 20 to Highway 31.
- (12) Highway 31, from the Michigan state line to Highway 23.

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(13) Highway 23, from Highway 31 to Olive Street in South Bend.

(14) Highway 35, from South Motts Parkway thirty-four hundredths (.34) of a mile southeast to the point where Highway 35 intersects with the overpass for Highway 20/Highway 212.

(15) State Road 249 from U.S. 12 to the point where State Road 249 intersects with Nelson Drive at the Port of Indiana.

(16) State Road 912 from the 15th Avenue and 169th Street interchange one and six hundredths (1.06) miles north to the U.S. 20 interchange.

(17) U.S. 20 from the State Road 912 interchange three and seventeen hundredths (3.17) miles east to U.S. 12.

(18) U.S. 6 from the Ohio state line to State Road 9.

(19) U.S. 30 from Allen County/Whitley County Line Road (also known as County Road 800 East) to State Road 9.

(20) State Road 9 from U.S. 30 to U.S. 6.

(21) State Road 39 from Interstate 80 to U.S. 20.

(22) State Road 3 north from U.S. 6 to U.S. 20, U.S. 20 west from State Road 3 to State Road 9, State Road 9 north from U.S. 20 to the Michigan state line. However, the total gross weight, with load, of a vehicle or combination of vehicles operated with a special weight permit on these highways may not exceed ninety thousand (90,000) pounds.

SECTION 2. IC 9-20-5-5 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 5. The maximum size and weight limits for vehicles operated with a special weight permit on an extra heavy duty highway are as follows:

(1) A vehicle may not have a maximum wheel weight, unladen or with load, in excess of eight hundred (800) pounds per inch width of tire, measured between the flanges of the rim.

(2) A single axle weight may not exceed eighteen thousand (18,000) pounds.

(3) An axle in an axle combination may not exceed thirteen thousand (13,000) pounds per axle, with the exception of one (1) tandem group that may weigh sixteen thousand (16,000) pounds per axle or a total of thirty-two thousand (32,000) pounds.

(4) **Except as provided in section 4(22) of this chapter**, the total gross weight, with load, of any vehicle or combination of vehicles may not exceed one hundred thirty-four thousand (134,000) pounds.

(5) Axle spacings may not be less than three (3) feet, six (6) inches, between each axle in an axle combination.

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(6) Axle spacings may not be less than eight (8) feet between each axle or axle combination.

SECTION 3. IC 9-20-6-2, AS AMENDED BY P.L.36-2006, SECTION 1, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 2. (a) The Indiana department of transportation or local authority that:

- (1) has jurisdiction over a highway or street; and
- (2) is responsible for the repair and maintenance of the highway or street;

may, upon proper application in writing and upon good cause shown, grant a permit for transporting heavy vehicles and loads or other objects not conforming to this article, **including a vehicle transporting an ocean going container**, if the department or authority finds that other traffic will not be seriously affected and the highway or bridge will not be seriously damaged. However, the permit must authorize the operation of a tractor-semitrailer and load that:

- (1) exceeds the maximum length limitation under this chapter; and
- (2) is subject to regulation under this chapter;

from one-half (1/2) hour before sunrise to one-half (1/2) hour after sunset.

(b) A permit may be issued under this section for the following:

- (1) A single trip.
- (2) A definite time not exceeding thirty (30) days.
- (3) A ninety (90) day period.
- (4) A one (1) year period.

(c) This subsection applies to the transportation of ocean going containers that:

- (1) have been sealed at the place of origin and have not been opened except by an agent of the federal government that may inspect the contents;**
- (2) originated outside the United States; and**
- (3) is being transported to or from a distribution facility.**

The total gross weight, with load of a vehicle or combination of vehicles transporting an ocean going container may not exceed ninety thousand (90,000) pounds. A permit issued under this section must be issued on an annual basis. A permit issued under this subsection may not impose a limit on the number of movements generated by the applicant or operator of a vehicle granted a permit under this subsection.

SECTION 4. IC 9-29-6-3 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2007]: Sec. 3. (a) The fees for permits issued

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under IC 9-20-6 to exceed the legal weight limit are as follows:

- (1) A trip permit, twenty dollars (\$20).
- (2) A mileage fee, which is in addition to the trip permit fee in subdivision (1), to be calculated for that part of the gross weight exceeding eighty thousand (80,000) pounds as follows:
 - (A) For loads greater than eighty thousand (80,000) pounds but not more than one hundred eight thousand (108,000) pounds, thirty-five cents (\$0.35) per mile.
 - (B) For loads greater than one hundred eight thousand (108,000) pounds but not more than one hundred fifty thousand (150,000) pounds, sixty cents (\$0.60) per mile.
 - (C) For loads greater than one hundred fifty thousand (150,000) pounds, one dollar (\$1) per mile.
- (3) A ninety (90) day permit, two hundred dollars (\$200).
- (4) An annual permit issued under IC 9-20-6-2(c), eight hundred dollars (\$800).**

(b) If an application for a permit involves transporting heavy vehicles or loads, or other objects, that exceed the legal length, width, or height limit and that also exceed the legal weight limit in the same movement, the applicant shall pay only the greater of the two (2) fees established in section 2 or 3 of this chapter and the issuing officer or body shall issue a single oversize-overweight permit. The fee for a ninety (90) day permit described in IC 9-20-6-2(b)(3) is two hundred dollars (\$200).

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President of the Senate

President Pro Tempore

Speaker of the House of Representatives

Governor of the State of Indiana

Date: _____ Time: _____

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